

The Examiner has also rejected these claims on the ground that there is no written description under 35 U.S.C. 112 for the limitation that the SCC polymer is "present in amount such that it thickens the oil". But the patentability of the claims under 35 U.S.C. 102/103 must be determined on the basis of the claims as they are written, not on the basis that the rejection under 35 U.S.C. 112 is correct.

AMENDMENTS

Please amend this application as follows.

In the Specification

In accordance with 37 CFR 121 (b)(1) and (2), Applicants request replacement of paragraphs in accordance with instructions (1) and (2) below. Attached hereto is a separate paper entitled

Version of Amended Paragraphs of the Specification with Markings to show Changes requested by the accompanying Reply, filed in accordance with 37 CFR 1.121(b)(1) and (2).

That separate paper sets out the rewritten paragraphs, marked up to show all the changes relative to the previous version of the paragraphs. In that separate paper, the changes are shown by brackets (for deleted matter) and underlining (for added matter).

1. Please replace the paragraph beginning on page 10, line 14 (with the words "The amount of the polymeric thickener") and ending on page 10, line 18 (with the words "..... often effective.") by the following replacement paragraph.

Br Sub Cl ~~The polymeric thickener should be used in an amount sufficient to thicken the oil. It is usually unnecessary for the amount of the thickener to be more than 10% by weight based on the weight of the oil. Smaller amounts such as 2 to 7% based on the weight of the oil in compositions which are free of water,~~

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and 0.5 to 5% based on the weight of composition in water-in-oil emulsions, are often effective. — —

2. In the Reply to the previous Office Action, Applicants requested that the paragraph beginning on page 10, line 22 (with the words "The new polymeric thickeners.....") and ending on page 10, line 27 (with the words "..... WO 00/04787.") should be replaced by a replacement paragraph. Please delete the replacement paragraph set out in the Reply to the previous Office Action, and instead replace the paragraph beginning on page 10, line 22 (with the words "The new polymeric thickeners.....") and ending on page 10, line 27 (with the words "..... WO 00/04787.") with the following new replacement paragraph.

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— — The new polymeric thickeners are effective with a broad range of oils. Suitable oils are disclosed, for example, at column 3, line 37 to column 4, line 4, of U.S. Patent No. 5, 736,125, and elsewhere in the documents incorporated by reference herein. Thus the oil can be, for example, an oil selected from the group consisting of mineral oils; vaseline oils; hydrogenated polyisobutylene; triglycerides; purcellin oil; isopropyl myristate; butyl myristate; cetyl myristate; isopropyl palmitate; butyl palmitate; ethyl-2-hexyl palmitate; isopropyl stearate; butyl stearate; octyl hexadecyl stearate; isocetyl stearate; decyl oleate; hexyl laurate; propylene glycol dicaprylate, diisopropyl adipate; animal oils; silicone oils; oleyl alcohol; linoleyl alcohol; linolenyl alcohol; isostearyl alcohol; octyl dodecanol; esters derived from lanolic acid; and acetyl glycerides. For thickening silicone oils, it is preferred to use an SCC polymer containing units derived from a monomer containing silicon, for example a block copolymer containing SCC blocks and polysiloxane blocks. SCC/polysiloxane polymers of this type are described for example in WO 93/07194 and WO 00/04787. — —

In the Claims

Please rewrite Claims 32 and 45, and add new claims 47-51 as set out below.